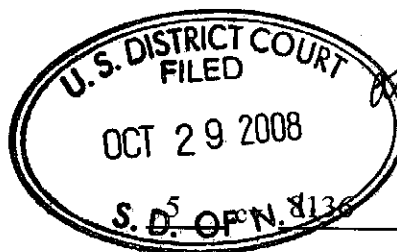


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

The Authors Guild, Inc., Plaintiff,  
et al.

- against -

Google Inc. Defendant.



MOTION TO ADMIT COUNSEL  
PRO HAC VICE

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Asim M. Bhansali, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of

Applicant's Name: Melissa J. Miksch  
Firm Name: Kekker & Van Nest LLP  
Address: 710 Sansome Street  
City/State/Zip: San Francisco, CA 94111  
Phone Number: (415) 391-5400  
Fax Number: (415) 397-7188

Melissa J. Miksch is a member in good standing of the Bar of the State of California.

There are no pending disciplinary proceeding against Melissa J. Miksch in any State or Federal court.

Dated: 10/24/2008  
City, State: San Francisco, California

Respectfully submitted,

Asim M. Bhansali  
Kekker & Van Nest LLP  
710 Sansome Street  
San Francisco, CA  
Phone Number: (415) 391-5400  
Fax Number: (415) 397-7188

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

The Authors Guild, Inc., Association of American  
Publishers, Inc., Associational Plaintiffs, and  
Herbert Mitgang, Betty Miles, Daniel Hoffman,  
Paul Dickson, Joseph Goulden, The McGraw-Hill  
Companies, Inc., Pearson Education, Inc., Penguin  
Group (USA) Inc., Simon & Schuster, Inc., and  
John Wiley & Sons, Inc., individually and on  
behalf of all others similarly situated,

Plaintiffs,

v.

Google Inc,

Defendant.

No. 05 CV 8136

**AFFIDAVIT OF ASIM M. BHANSALI IN SUPPORT OF  
MOTION TO ADMIT COUNSEL *PRO HAC VICE***

Asim M. Bhansali, being duly sworn, hereby deposes and says as follows:

1. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of defendant's motion to admit Melissa J. Miksch as counsel *pro hac vice* to represent Google Inc. in this matter.

2. I am a member in good standing of the bars of New York, California, and Texas. I was first admitted to practice law in New York in July, 1997. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. I have known Melissa J. Miksch since she joined my firm in January, 2008.

4. I have found Ms. Miksch to be a skilled attorney and a person of integrity. He is familiar with federal practice and the Federal Rules of Civil Procedure.

5. Accordingly, I am pleased to move the admission of Melissa J. Miksch, *pro hac vice*.

6. I respectfully submit a proposed order granting the admission of Melissa J. Miksch, *pro hac vice*, which was previously provided to the Court.

WHEREFORE it is respectfully requested that the motion to admit Melissa J. Miksch, *pro hac vice*, to represent Google Inc. in the above captioned matter, be granted.

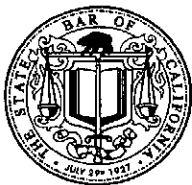
Dated: October 24, 2008

Respectfully submitted,

San Francisco, California



ASIM M. BHANSALI



# THE STATE BAR OF CALIFORNIA

MEMBER SERVICES CENTER

180 HOWARD STREET, SAN FRANCISCO, CALIFORNIA 94105-1639

TELEPHONE: 888-800-3400

October 24, 2008

## TO WHOM IT MAY CONCERN:

This is to certify that according to the records of the State Bar, MELISSA JEANNE MIKSCH, #249805 was admitted to the practice of law in this state by the Supreme Court of California on June 4, 2007; and has been since that date, and is at date hereof, an ACTIVE member of the State Bar of California; and that no recommendation for discipline for professional or other misconduct has ever been made by the Board of Governors or a Disciplinary Board to the Supreme Court of the State of California.

THE STATE BAR OF CALIFORNIA

A handwritten signature in black ink, appearing to read "Kath Lambert", is written over a horizontal line.

Kath Lambert  
Custodian of Membership Records

**PROOF OF SERVICE**

I am employed in the City and County of San Francisco, State of California in the office of a member of the bar of this court at whose direction the following service was made. I am over the age of eighteen years and not a party to the within action. My business address is Kecker & Van Nest, LLP, 710 Sansome Street, San Francisco, California 94111.

On **October 28, 2008**, I served the following document(s):

**Motion to Admit Counsel Pro Hac Vice (Melissa J. Miksch);  
Affidavit of Asim M. Bhansali in Support of Motion to Admit Counsel Pro Hac Vice;  
[Proposed] Order for Admission Pro Hac Vice;  
Certificate of Good Standing; Proof of Service**

by regular **UNITED STATES MAIL** by placing a true and correct copy in a sealed envelope addressed as shown below. I am readily familiar with the practice of Kecker & Van Nest, LLP for collection and processing of correspondence for mailing. According to that practice, items are deposited with the United States Postal Service at San Francisco, California on that same day with postage thereon fully prepaid. I am aware that, on motion of the party served, service is presumed invalid if the postal cancellation date or the postage meter date is more than one day after the date of deposit for mailing stated in this affidavit.

by **EMAIL** by transmitting a PDF of a true and correct copy of the documents to the email addresses shown below.

Michael J. Boni, Esquire  
Boni & Zack LLC  
15 Saint Asaphs Road  
Bala Cynwyd, PA 19004  
*Email: MBoni@bonizack.com*

Jeffrey P. Cunard, Esquire  
Debevoise & Plimpton LLP  
919 Third Avenue  
New York, NY 10022  
*Email: jpcunard@debevoise.com*

Executed on October 28, 2008, at San Francisco, California.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.



Robert W. Thomas

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

The Authors Guild, Inc., Association of American  
Publishers, Inc., Associational Plaintiffs, and  
Herbert Mitgang, Betty Miles, Daniel Hoffman,  
Paul Dickson, Joseph Goulden, The McGraw-Hill  
Companies, Inc., Pearson Education, Inc., Penguin  
Group (USA) Inc., Simon & Schuster, Inc., and  
John Wiley & Sons, Inc., individually and on  
behalf of all others similarly situated,

Plaintiffs,

v.

Google Inc,

Defendant.

No. 05 CV 8136

**[PROPOSED] ORDER FOR ADMISSION PRO HAC VICE**

Upon the motion of Asim M. Bhansali, and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Melissa J. Miksch  
Keker & Van Nest  
710 Sansome Street  
San Francisco, California, 94111  
(415) 391-5400  
mmiksch@kvn.com

is admitted to practice pro hac vice as counsel for in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:

By: \_\_\_\_\_  
JOHN E. SPRIZZO  
UNITED STATES DISTRICT JUDGE